IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

ABBY B. CONLEY,

Plaintiff

v.

JURY TRIAL DEMANDED

COUNTY OF ERIE, ERIE COUNTY OFFICE OF CHILDREN AND YOUTH, a/k/a ERIE COUNTY CHILD WELFARE SERVICE, RICHARD SCHENKER, individually and in his capacity as County Executive of Erie County, Pennsylvania, PETER CALLAN, individually and in his capacity as Erie County Director of Personnel, DEBRA LIEBEL, individually and in her capacity as Executive Director, Erie County Office of Children and Youth, a/k/a Erie Child Welfare Service and JOHN A. ONORATO, ESQUIRE, individually and in his capacity as Erie County Solicitor,

Defendants

Civil Action No.: 05-76E

The Honorable Sean J. McLaughlin

MOTION OF COUNSEL FOR DEBRA LEIBEL, RICHARD SCHENKER AND PETER CALLAN TO BE EXCUSED FROM ATTENDING STATUS CONFERENCE

AND NOW comes counsel for the Defendants, Debra Leibel, individually, Richard Schenker, individually, and Peter Callan, individually, Law Office of Joseph S. Weimer, and Edmond R. Joyal Jr., Esquire, and moves this Honorable Court to be excused from attendance at the status conference scheduled for May 16, 2006:

1. This action was filed on behalf of Abby Conley against Erie County, Erie County Office of Children and Youth, Richard Schenker, County Executive of Erie County, Peter Callan, Erie County Director of Personnel, Debra Liebel, Executive Director of the Erie County Office of Children and Youth, and John Onorato, Erie County Solicitor.

2. A settlement was negotiated in this matter on behalf of all parties.

3. In addition to monetary payments, Plaintiff and the County of Erie negotiated an Agreement to re-employ Plaintiff in a job to be determined by the County.

4. These Defendants in their individual capacity cannot implement the Agreement pertaining to reemployment.

5. Counsel for these Defendants believes that his absence will not materially alter or affect the proceedings scheduled by the Court on May 16, 2006.

WHEREFORE, the Defendants, Debra Leibel, Richard Schenker, and Peter Callan, respectfully request that their counsel be excused from attending the May 16, 2006, Status Conference or alternatively be allowed to participate by telephone.

Respectfully submitted,

LAW OFFICE OF JOSEPH S. WEIMER

BY: *s/ Edmond R. Joyal, Jr.*

Edmond R. Joyal, Jr., Esquire
Pa. I.D. #65907
Attorney for Defendants, Richard Schenker
Peter Callan and Debra Liebel, Individually

Law Office of Joseph S. Weimer
975 Two Chatham Center
Pittsburgh, PA 15219
(412) 338-3098

CERTIFICATE OF SERVICE

I, Edmond R. Joyal, Jr., Esquire, hereby certify that a true and correct copy of the foregoing MOTION OF COUNSEL FOR DEBRA LEIBEL, RICHARD SCHENKER AND PETER CALLAN TO BE EXCUSED FROM ATTENDING STATUS CONFERENCE has been served via the United States District Court's CM/ECF electronic filing system, upon the following parties on this 11th day of May, 2006:

Timothy D. McNair, Esquire
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(Counsel for Plaintiff)

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(Counsel for County of Erie, Erie County Office of Children & Youth, a/k/a Erie County Child Welfare Service, and Richard Schenker, Peter Callan and Debra Liebel, in their official capacities)

LAW OFFICE OF JOSEPH S. WEIMER

BY: *s/ Edmond R. Joyal, Jr.*
Edmond R. Joyal, Jr., Esquire
Pa. I.D. #65907
Attorney for Defendants, Richard Schenker
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